

STATE OF MICHIGAN
COURT OF APPEALS

WALTER HOWELL,

Plaintiff-Appellant,

v

MACOMB MRI, a/k/a ST. JOHN HEALTH
SYSTEM,

Defendant-Appellee.

UNPUBLISHED

October 11, 2005

No. 260774

Macomb Circuit Court

LC No. 2003-004865-NO

Before: Fitzgerald, P.J., and Cooper and Kelly, JJ.

KELLY, J. (*concurring.*)

I concur in the majority's conclusion that plaintiff's claims sound in ordinary negligence rather than medical malpractice. *Bryant v Oakpointe Villa Nursing Centre, Inc*, 471 Mich 411; 684 NW2d 864 (2004).

/s/ Kirsten Frank Kelly